A Caucus Will Be Held and the 27 Republicans, Except Ambler, Will Stand by the Governor-This State of Affairs

Brought About by the State Leaders. ALBANY, Jan. 24 .- State Superintendent of Insurance Louis F. Payn will be succeeded on Feb. 12 by a new Superintendent of Insurance. who is to be nominated by Gov. Roosevelt and confirmed by the State Senate next week. The name of the man who will be nominated to succeed Mr. Paya will not be divulged by the Governor until Monday night, when the nomination will be sent to the Senate. At the conference in New York last Saturday morning Gov. Roosevelt asked Senator Platt and Chairman Benjamin B. Odell of the Republican State Committee to aid him in his efforts to secure the confirmation by the Senate of a successor to Mr. Payn. Up to that time Senator Platt and Mr. Odell had frequently discussed with Gov. Roosevelt the problem presented in turning Mr. Payn

The result of the recent conference was that Chairman Odell yesterday informed Gov. Boosevelt that Senator Platt and himself would aid him in securing the confirmation by the Senate of a successor to Mr. Payn. Previous to this action on the part of the Republican State leaders there was much doubt in the minds of those familiar with the situation as to whether the Governor could secure sufficient Democratic votes to meet the defection in the ranks of the Republican Senators upon the question of the confirmation of Mr. Payn's successor. As it is, it is expected that the Governor's nomination will be confirmed by Repubtean votes, and, that, as the result of a caucus, which will be held next Tuesday or Wednes-

nor's nomination will be confirmed by Republean votes, and, that, as the result of a caucus, which will be held next Tuesday or Wednesday, all of the twenty-seven Republican Senators, with the exception of Senator Ambler of Chatham, Mr. Payn's home, will agree to stand by the Governor. This caucus is to be called for the purpose of holding several Republican Senators who are personally friendly to Mr. Payn and would vote against the Governor's nominee if not bound by caucus action.

All along the Governor has been absolutely sure of eighteen Republican votes, but thought he might secure a few more votes if the Republican Senators were brought together in eaucus. Without the aid of the Republican State leaders and a Republican caucus it was thought the Governor would require the votes of from five to eight Democratic Senators in order to confirm is nominee. If the Republican State leaders had not approved of Gov. Rooseveit's endeavor to replace Mr. Payn it is not believed that the necessary Democratic Senators whom the Governor depended upon would have failed him at the critical moment and caused the defeat of his candidate. The stand taken by the Republican State leaders, however, renders unnecessary the Governor's reliance upon Democratic Senators.

Mr. Payn was surprised when he learned that he would not have the support of Senator Platt, upon which he has rested the strength of his fight against the Governor, and declared that while he was a sure winner if Senator Platt stood by him he was not discomilited by the decided turn affairs had taken.

The Governor will send to the Senate the name of a man to succeed Mr. Payn who has been included in the list of possible nominees talked about during the past few weeks. This list includes former Senators Charles Davis of Uister, H. H. Persons of Buffalo and Cuthbert W. Pound of Ithmea: former Mayor George E. Green of Binghamton: Judge Charles T. Saxton of the Court of Claims. The appointment was offered to the Hon. Francis Hendricks of Syracuse some times and the de

THE ANNUAL APPROPRIATION BILL. It Carries a Total of \$16,787,724, an Increase of \$50,000 Over Last Year's Bill.

ALBANY, Jan. 24.-The Assembly Ways and Means Committee this afternoon discussed the annual appropriation bill, and will report it out dress. The Appropriation bill last year carried the

oum of \$18,417,073. In addition thereto, for purposes which are fixed charges of the State each year, there were items in the Supply bill for \$310,000, making a total for the fixed charges of the State last year of \$16,727,073. In the drafting of the General Appropriation bill for the year 1900 these items, amounting to \$310,000, which appeared in the Supply bill for the year 1900 these items, amounting to \$310,000, which appeared in the Supply bill last year, have been included in the Appropriation bill this year, and the total amount carried by the Appropriation bill this year is \$16,787,724, which shows an increased expenditure of about \$50,000, but it was necessary to add in a single item \$45,000 for the increased expenses of the courts, an item of over \$00,000 increase made necessary by the Franchise Tax law, and the increased number of patients in the State insage asylums compelled an increase of over \$35,000, so that but for these three items the Appropriation bill would show a saving of over Appropriation bill would show a saving of over \$100,000.

EDUCATIONAL EXHIBIT IN PARIS. Complete View of the Present Educational

ALBANY, Jan. 24 .- Announcement was made to-day by the Department of Education and Social Economy of the completion of what is considered one of the most important features to be made at the Paris Exposition. This is a two-volume work entitled "Education in the United States," which has been planned and edited by Prof. Nicholas Murray Butler of

edited by Prof. Nienons states.
Columbia University.
The work consists of nineteen monographs.
each prepared by an eminent specialist, which, taken together, give a complete view of the present educational activity of the United States, Nothing approaching this work to approach to the company of the company of the contractor has in completeness or in scientific character has ever before been attempted. It is proposed to present an edition of handsomely bound and numbered copies of the work to the leading governments, public libraries and educationa institutions of the world. The public gener-ally will have an opportunity to purchase coples the work at a very moderate price, as the de-and for it will be too great to permit of its

TEACHERS' SALARY ARREARS.

President Seth Low Favors the Ford Bill, Which Provides for the Issue of Bonds. ALBANY, Jan. 24 .- President Seth Low of Columbia University has written a letter to Senator Ford favoring the Senator's School Emergency bill, which provides for the issue of bonds by New York city to raise the moneys necessary to pay the school teachers' salary arrearages in Queens and Richmond boroughs. Mr. Low, as a member of the Greater New York Charter Commission, had much to do with the drafting of the educational chapter of the Charter. He favors the Ford bill because he objects to a fundamental change in the charter to meet the present emergency as contemplated by the Grady-Coler bill.

President Low will endeavor to be present

templated by the Grady-Coler bill.

President Low will endeavor to be present next Tuesday afternoon at the joint bearing to be given by the Cities Committees of the Senate and Assembly upon the bills introduced by Senators Ford and Elsberg reorganizing the New York city school administration.

Collections Under the Liquor Tax Law. Albany, Jan. 24.-The report of the State Excise Commissioner Lyman for the fiscal year ending Sept. 36 last shows: Total collections, \$12,043,592; County Treasurers' fees, \$11,344; feaving a net balance for the fiscal year of \$12,582,248. Of this amount the State's share was \$4,231,231, and the share of the cities and towns \$8,33,1,017. The statistics of arrests for drunkenness and public intoxication have been compiled for the fiscal year and show a decrease as compared with previous years under the present law or under the operation of the old excise law. This decrease since 1815 is 12,000, or 14 per cent, the percentage being only a little less than the percentage of decrease in drinking places.

Signed by the Governor. ALBANY, Jan. 24 - Gov. Roosevelt has signed

the following laws:

Mr. Kelsey's, legalizing a special election held at lines livingston county, to vote on an issuance of louds or water works.

Mr. his, incorporating Edward O. Carpenter, briby and James C. Colgate with adultional of to exceed four, as trustees of the Dodge Gund of Colgate University.

GRAND JURY QUIZZES GARDINER, About the B. R. T. Scandal and the Es

caped Walter or Willis Rosser. District Attorney Gardiner spent over an hour yesterday with the January Grand Jury which had a great many sharp questions to ask. The questions were so hard to answer that Col. Gardiner sent for his chief assistant Mr. McIntyre, who was Acting District Attorney during the Colonel's absence, to help him out. Besides some questions on the Brooklyn Rapid Transit presentment, which has been kept out of the present Grand Jury's hands, there were other questions about the publication of the indictment for felonious assault found against Walter or Willis Rosser before the indictment was filed in court. Rosser is the young medical student who shot Frederick Slater in Madison Square Garden on Dec. 29 and was dis-charged by Magistrate Pool because the complainant failed to appear. Then Rosser was ndicted, but he had not waited to be arrested again and he has not been arrested. The Grand Jury seemed to think that there was some leak in the District Attorney's office. Col. Gardiner pleaded absence through illness. The Grand Jury was assured that the case of Rosser was not the first case in which news of an indictment had leaked and probably would

not be the last. With this consoling view of the future the Grand Jury turned to the Brooklyn Rapid Transit presentment. Judge McMahon's instructions to the Grand Jury to take the presentment under consideration was held up to the District Attorney, who explained again that a Special Grand Jury had been called to consider the matter because of the length of time such consideration would necessitate. An

consider the matter because of the length of time such consideration would necessitate. An echo of the dispute over the presentment was heard in Judge McMahon's court room. When the Grand Jury reported at 1 o'clock the District Attorney addressed the Court and the Grand Jurymen as follows:

"At the opening of the term your Honor referred to the Grand Jury a presentment from the previous Grand Jury with reference to certain stock operations alleged to come within the provisions of the Penal Code, and referred to the fact that the District Attorney would present evidence in connection with the alleged misdoings in due time. Of course, my office is not a general detective bureau and has to rely on other sources for information and as yet is not ready to present evidence. The Grand Jury has felt that, following the instructions of the Court, it ought to make some inquiry if the evidence were available. I do not, however, expect to have the evidence for several days. Evidence has been promised me, however. When the matter is ready for the consideration of the Grand Jurymen, it will probable occupy their attention for a month or six weeks: I cannot tell how long. I am not ready to proceed as yet; if I was I would."

"The Grand Jury will take into consideration the matter referred to at any time you are in a position to bring the alleged offence to this or any other Grand Jury's attention." Said Judge McMahon.

"Our position with reference to the presentment made by the pending Grand Jury and committed to us by your Honor," explained Foreman James S. Curry of the Grand Jury and committed to us by your Honor," explained Foreman James S. Curry of the Grand Jury and committed to us by your Honor," explained Foreman James S. Curry of the Grand Jury and committed to us by your Honor, "explained Foreman James S. Curry of the Grand Jury instructions and wewant to stend right with your Honor. The District Attorney has in

is that we emeatore to follow your more instructions and we want to stand right with four Honor. The District Attorney has informed us that he is not ready to lay testing nonvirolating to the matter before us."

"There is hardly occasion for that," responded Judge McMahon. "I understand the

O. M. CARTER CAN'T GO FREE.

Appellate Court Dismisses the Habeas Corpus Proceeding to Save Him From Prison.
The United States Circuit Court of Appeals has affirmed the order made by Judge Lacombe of the United States Circuit Court in October last dismissing the writ of habeas corpus in the case of Oberlin M. Carter, formerly Captain of Engineers in the United States Army, and approving the sentence of the court-martial. Carter, who was disbursing officer in charge of improvements in Savannah harbor and Cumberland Sound, was convicted of conspiracy, causing fraudulent claims to be made against the United States, conduct unbecoming an officer and a gentleman, and embezzlement, and was sentenced to four punishments; \$5,000 and officer and a gentleman, and embezzlement, and imprisonment have been undergone and the writ of habeas corpus alleged that the imprisonment have been undergone and the writ of habeas corpus alleged that the imprisonment in the sentence of the court-martial was unlawful, and that the prisoner could be sentenced only to fine "or" Imprisonment in Judges Wallace and Shipman held that courts-martial have plenary jurisdiction and however erroneous their proceedings may be, they cannot be reviewed collaterally or rederesed by habeas corpus.

Wrote Judge Wallace, "a court-martial has purisdiction to hear and determine the question whether the accussed is guilty of any of the providing that no association shall be pervised to be providing that no association shall be pervised to be providing that no association shall be pervised to be providing that no association shall be pervised to be prisonaged to the prisonage of the courts martial have plenary jurisdiction and however erroneous their proceedings may be, they cannot be reviewed collaterally or rederesed by habeas corpus.

Wrote Judge Wallace, "a court-martial has jurisdiction to hear and determine the question whether the accussed is guilty of any of the provided that the number of certificates are seed by habeas corpus.

Wrote Judge Wallace, "a court-martial has jurisdict

wrote Judge Wallace, "a court-martial has purisdiction to hear and determine the question whether the accused is guilty of any of the offences created by the Articles of War. The jurisdiction notessarily includes the authority to decide.

"The Supreme Court has decided that the sentence, when confirmed by the President, is altogether beyond the jurisdiction of, or inquiry of, any civil tribunal whatever, unless it shall be in a case in which the court had no jurisdiction over the subject matter or charge, or one in which, having jurisdiction over the subject, it has failed to observe the rules prescribed by statute for its exercise. Having found the relator to be guilty of two offences the court was embowered by the statutes to punish him as to one by fine and as to the other by imprisonment. The sentence was not in excess of its authority.

"It is also proper to state that Congress can, if it is sees fit, carve out two or more offences from a single criminal transaction and impose cumulative punishments for the different offences.

"" and if the court-martial convicted the relator of everal offences for a single criminal transaction it did not transcend necessarily the power conferred by the sixtleth article.

"The appellant has uraced the proposition that the relator, having been dismissed from the service, twas not therefore amendable to military authority. If by this it is meant to be said

onted States Commissioner Shields yesterlay, but was not concluded. Daniel S. Lamont, who, it had been said, would be called as a witness for the defence, is not to be called. icity in the same fraction. nited States Commissioner S

CARRIAGE SM ISH IN SIXTH AVENUE.

Brougham Wrecked. The hubs of a newspaper wagon and a brougham, in which was Mrs. Egbert B. Seaman of 788 Park avenue, the wife of a livery stable proprietor, clashed in Sixth avenue, near Seventeenth street, yes erday morning causing the brougham to swerve out toward the tracks. The collision frightened the horses and they plunged across the avenue, dashing

and they plunged across the avenue, dashing the carriage against an elevated railroad pillar and throwing Frederick Childs, the coachman, from his box into the street. Charles Kearney of 468 West Forty-Seventh street rushed from the sidewalk and seized the horses by the head before they could run further.

The body of the carriage was completed demolished, and when Mrs. Seaman was taken out of the wreck it was feared that she was dead. Ambulance Surgeon Cark of the New York Hospital found that she was only unconscious, though severely injured. Later, at the hospital, her injuries were diagnosed as concussion of the brain and possibly a fracture of the skuil. She recovered consciousness later and it was said last night that she was out of danger.

Childs, who lives at No. 16 East 195th street, was found to have a fracture of the left thighbone and flosh wounds on his face and forearms. He was also taken to the New York Hospital. The horses and what was left of the brougham were taken to a nearby livery stable. The horses came out of the collision without even a scratch.

A Mazet Committee Bill Comes Out of Committee.

ALBANY, Jan. 24.-The first of the bills recommended by the Mazet Committee, and one of the most important of the number, will be reported favorably to the Assembly to-morrow by the Codes Committee. It is the bill introduced by Mr. Fallows, for the committee giving Legislative committees in the future judicial authority when empowered to take testimony, and it is expressly designed to enable a Legislative committee to punish all witnesses for contempt, the same as any court, without having to report contempt cases to the Legislature for punishment, where a witness ignores the powers of the committee. The bill was taken up in executive session by the committee this afternoon, and came out quite unexpectedly. reported favorably to the Assembly to-morrow

Boy of Fourteen Asphyxiated.

Springfield, Mass., Jan. 24.-Grover Cargill, aged 14, was asphyxiated in bed last night at the Imperial Hotel, Chicopee Falls, the gas being turned on at full head. William Bren-nan, aged 22, his room-mate, was found un-conscious but recovered.

Laxative Bromo Quinine Tablets cure a cold in one day. No Cure, No Pay. Price 25c. - Adv.

THE ALBANY LAWMAKERS.

PROPOSED AMENDMENT TO THE RAINES LIQUOR TAX LAW.

Borough Presidents - Anti-Oleomargarine Resolution—A Bill Passed Increas-ing Col. Griffith's Salary to \$5,000. ALBANY, Jan. 24 .- A covert attack upon the operation of the Raines Liquor Tax law is contained in a bill introduced to-day by Senator Mackey (Dem.) of Buffalo. It provides that where a liquor tax certificate is owned by a person or corporation other than the saloonkeeper, under a power of attorney or assignment, no violation of the law on the part of the

person holding the power of attorney or assign-Under the law as it stands when a saloonkeeper violates the law, the certificate is cancelled and no rebate is allowed. A large num ber of liquor tax certificates are purchased by the brewers for saloonkeepers they set up in business, the brewers retaining control of the certificates under a power of attorney. If the Mackey bill should become a law, it would allow the saloonkeeper in such cases to violate the law at will, without the surrendering to the State of the cash value of the certificate. Another provision of the bill reduces from \$10 to 50 cents the fee for transferring a certificate from one place of business to another. This fee last year brought \$32,000 into the

State Treasury, which would be reduced to

\$1,600 under Senator Mackey's amendment. Senator Ambler and Assemblyman Witter to-day introduced an anti-oleomargarine resolution in each house, which under the rules went over. It requests Congress to pass a law providing that whenever any dairy or food products are imported from one State into another or from any territory of the United States into another State or territory that such goods into another State or territory that such goods immediately upon coming into such State or territory shall become subject to the laws of such State or territory to the same extent and in the same manner as though they had been manufactured within such State or territory and shall not be exempt therefrom by reason of the fact that they were imported or brought in in the original importers. In the Assembly an amendment to the resolution offered by Mr. Green, instructing the Attorney-General to proceed to collect penalties due the State by reason of the violation of the auti-oleomargarine law, was laid over for consideration with the original resolution.

Senator Coggeshall to-day introduced a bill reducing the price of gas in Utica from \$1.75 to \$1.

The Assembly to-day passed Mr. Alids's bill.

reducing the price of gas in Otica from \$1.75 to \$1.

The Assembly to-day passed Mr. Allds's bill giving the New York State Commissioners to the Paris Exposition authority to increase the salary of its secretary. Col. Wm. M. Grifiths, from \$2,500 to \$5,000 a year.

The Senate Cities Committee to-day reported favorably Senator Elsberg's bill empowering New York city to expend \$200,000 to equip and change the east extension and other portions of the Metropolitan Museum of Art building in Central Park. The bill was ordered to a third reading.

Senator Ford has introduced a bill extending the benefits of the New York city police pension fund to police matrons and clerks and superintendent and inspectors of boilers, who are deemed a part of the police administration. Senator Norton introduced a bill granting to the New York city authorities the same power to construct and maintain sewage disposal works as they have to construct sewers, the cost thereof to be assessed upon the property benefited.

privilege of selling liquor and fancy drinks, such as cocktails and cordials.

Assemblyman Gale of Queens introduced a bill providing that no association shall be permitted to begin racing before May I instead of April 15, as heretofore, and the season shall end Nov. I instead of Nov. 15.

Mr. Meister introduced a bill regulating the business of hackmen in New York city. It provides that no hackman shall allow his vehicle to stand in front of any premises unless they have been designated as lackstands by the Municipal Assembly; also that no owner of any premises shall demand a commission or rental from any hackman occupying a stand in front of his building if the hackmen are not violating the law.

front of his building if the hackmen are not violating the law.

Mr. Remsen introduced a bill providing that when the number of registered voters in any election district in New York city or Kings county exceeds 600 the boundaries of the districts may be changed. The present law requires that the number must exceed 600 at an election for Governor before such change in district boundaries may be made.

Mr. John B. Fitzgeraid has introduced a bill providing for a recreation pier on the East River at the foot of East Sixty-second street. He says that is the only place where such a pier can be provided for on the East River between Fortieth and Ninetieth streets. These other bills were introduced:

Sanator Fishery—Exympting from taxation, assess-Senator Flowers introduced:
Senator Flowers - Exempting from faxation, assessments and water rates the real estate of "The Emanu-Fl Sisterhood of Personal Service" in New York city.
Senator Brown-Providing that a Supreme Court Justice may grant an injunction order on Sunday.

e may grant an injunction order on Sunday in his judgment it is necessary to prevent irrelepartment stores in New York city where poison and other medicines, including patent medicines prohibiting raticoads from uncoupling en-prohibiting raticoads from uncoupling en-

gines from passenger trains at any station until the passengers intending to get off have alighted from the train.

Mr. Cohn—Compelling mortgages, upon the payment of a mortgage, to file a satisfaction piece with the Register or County Clerk, and upon failing to do so, directing the Supreme Count to issue an order making it mandatory for the mortgages to ble such earth Carlot.

The Assembly Ways and Means Committee will report favorably to morrow Mr. Hill's bill authorizing the expenditure of \$100,000 of the \$300,000 appropriated by the State for the Pan-American Exposition at Buffalo next year, for American Exposition at Buffalo next year, for the erection of a State-building on public park lands in Buffalo, included within the exposition grounds, the building to become the property of the Buffalo Historical Society, providing the society and the city each appropriate \$25,000 toward its erection.

Mr. Fallows's buil authorizing the expenditure of \$5,000 for the care, maintenance and repairs of the quarantine establishment, will also be reported out.

The Assembly Codes Committee will report favorably to-morrow Mr. Swift's bill making it a misdemeanor to sell or give any boy under 16 years of age a toy pistol in which percussion caps are used.

The Senate Judiciary Committee has decided to report favorably Senator McCarren's bill authorizing each of the Appellate Division Justices in the Second Department to appoint a confidential clerk at a salary of \$2,000, and Senator Plunkett's bill, providing that in New York city primary election inspectors shall be paid \$7.50 a day.

Hearing on the Horton Law Repeal Bill. ALBANY, Jan. 24. - The Assembly Codes Committee gave a hearing this afternoon on Assemblyman Merton E. Lewis's bill repealing semblyman Merton E. Lewis's bill repealing the Horton boxing law. Prior to the hearing. Assemblyman T. B. Sullivan requested an adjournment for a week in order that some persons opposed to the bill could be heard. The committee decided to hear all present and to give another hearing later. Gen. Ralph E. Prime of Yonkers, the Rev. Madison C. Peters and the Rev. Dr. S. C. Cadman of the New York City Presbytery spoke in favor of the repeal of the bill and Assemblyman Patrick H. Roche of posed it.

Supt. McCullagh Wants More Money. ALBANY, Jan. 24. - State Superintendent John McCullagh of the Metropolitan Elections Dis-Mechinagh of the Sectopolican Elections Dis-trict will ask the Legislature for an addi-tional appropriation of \$20,000 to cover the expenses of his department for the present ilseal yeardending Sept 30 next. This money will enable him to look after the remaining 140 indictments resulting from last fall's elec-

New Beet Sugar Company. ALBANY, Jan. 24.-The Empire State Sugar Company of Lyons. Wayne county, was incorporated to-day with a capital of \$100,000, to manufacture, refine and deal in beet sugar and its by-products and to deal in sugar beets. The directors are Orlando F. Thomas and J. D. Bashford of Lyons, and Seymour Scott, William Bucheit and E lwin N. Post of New York city.

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SCRUTINY OF DIVORCE CASES. Justice Leventritt Makes It Less Easy to

Lawyers had a hard row to hoe yesterday before Justice Leventritt of the Supreme Court where undefended divorce suits were on Bill Increasing the Powers and Salaries of for trial. The Judge has lately been exercising unusual scrutiny in these cases, and most of the cases on the calendar were adjourned Only four were tried, whereas it has been the common practice to try a dozen or more in a day. The cases being undefended, the Judge has virtually taken the position of opposing counsel and the lawyers who have come there thinking because there were no lawyers against them they would have a walk-over, have been

put on their mettle. The Judge had been very particular about proof of the service of summons. It is resaloonkeeper shall bar a recovery of a rebate on such certificate when surrendered by the quired that the process server must know the party he serves. The process servers have been pulled up short when they said that copy of the original summons was served and t appeared that they had not seen the original

it appeared that they had not seen the original summons or compared the supposed copy to see if it was a copy. The Judge has also been rigid about the proof of adultery.

In the case of Louis Henry Kraus for a divorce from Emma Kraus, the co-respondent, John Sperber, a carefully attired man of 25 years of age who parts his hair in the middle, admitted intimacy with the defendant. The Judge cross-examined him as to dates and places and said he would not grant a divorce on the uncorroborated evidence of a co-respondent. George Kamer, another co-respondent, and other witnesses were called and the Judge said the evidence was sufficient.

Martin Bingham sought a divorce from his wife Mary on the strength of a written confession of adultery which she had sworn to before a notary. The Judge said he was opposed to granting a divorce on a confession alone, but said he would reserve decision.

THIRD WEDNESDAY COTILLON. Some of Those Who Danced Last Night s

Delmonico's. The third of the series of Wednesday co tillons was given last night at Delmonico's The guests were received by the patronesses Mrs. Algernon S. Sullivan, Mrs. William L Trenholm, Mrs. Samuel Spencer, Mrs. Oliver Livingston Jones, Mrs. John Burling Lawrence, Mrs. Robert Nicol, Mrs. William Barbour, Mrs. Philip A. H. Brown, Mrs. John W bour, Mrs. Philip A, H. Brown, Mrs. John W. Boothby and Mrs. George L. Nichols. Arthur Wiley of Virginia led the cotillon with Miss Heloise Beekman. Supper was followed by general informal dancing.

Among others at the dance were Heth Lorton, George H. Sullivan, Miss Marie Vernon Brown, Richard Fiancis Goldsborough, Miss Lucy Carter Byrd, Dr. George Bolling Lee, Miss Helen Trenholm, James L. Johnson, Miss Helen Aiken, Arthur Gouverneur Morris, Miss Bettie B. Booker, Walter Coles Cabell, Miss Pauline M. Cory, Harry C. Adams, Mr. and Mrs. George Gordon Battles, Gano S. Dunn, Miss Pauline M. Cory, Harry C. Adams, Mr. and Mrs. George Gordon Battles, Gano S. Dunn, Miss Catherine Clark, James Lindsay Gordon, John C. Breckenridge, Miss Lelia B. Harrison, H. Snowden Marshall, Miss Marie S. Douglas, Seymour Perkins, Miss Marie S. Douglas, Seymour Perkins, Miss Aurelie de Maurice, Daniel Appleton Pearson, Miss Carlyn D. Elditz, W. Talman Wisner, Jr., Miss Flower, Turner D. Dav. Miss Ogla L. Gossier, T. Hope Norton, Miss Mabel C. King, Alexander M. Hadden, Miss Estelle Hartshorne, Arthur Gouverneur Morris, Miss Anna Herrick, Miss Louise Livingston Jones, Miss Edith Root, Harry C. Adams, Miss Mary Wagstaff, Miss Matica Janeway, Julien J. Mason, Miss Florence Ward, Miss Lena Logan, Norman J. Coudert, Robert T. McGusty, Alfred Dearing Harding, John F. Everhart, Miss Edith B. Tilkhman, Miss Adelma Tower, Frank G. Landon, Miss Lucilla Wylio, John Howell Williams, Miss Frances Van Nostrand and Mrs. John Burling Lawrence. Boothby and Mrs. George L. Nichols. Arthur

"MY HUSBAND" JOSEPH PULLAR Wants More Than One-Quarter of the Es tate of the Woman Who Supposed Herself His Wife.

Mrs. Mary T. Pullar testified yesterday in the action brought by her husband, Joseph W Pullar, in the Supreme Court, to set aside an agreement by which he gave up an interest under the will of Johanna Pullar, who passed as his wife, amounting to about \$50,000. Proceedings had been taken to set the will aside and a settlement was reached by which Pullar gave up all but a fourth of the estate to the relatives of the testatrix. The will gave him the bulk of the estate. He was called "my husband" by the testatrix in the will, and the contestants contended that she was misled into believing that he was really her

husband.

Mrs. Pullar testified yesterday that she married Pullar in 1877 and parted from him in 1802 because of his intemperate habits. When she learned of his marriage thereafter to the widow Johanna Goodwin she called upon Mrs. widow Johanna Goodwin she called upon Mrs. Goodwin and told her that Pullar was already married. Mrs. Goodwin or Pullar died in 1895. The witness told of different negotiations for a settlement of her dower interest in that part of the estate of the testatrix that went to Pullar. At these times, she said, Pullar looked "dissipated and like a hunted animal." She took pity on Pullar in 1898, as he was without a home, and they have sine lived tragether.

ART CRITIC ARRESTED FOR LIBEL Testimony That He "Had It In" for Artist

Ranger, Who Didn't Pay for Praise. David C. Preyer, editor and publisher of The Collector and Art Critic, a semi-monthly periodical, was charged with criminal libel yesterday, in the Jefferson Market police court by Henry W. Ranger, a landscape painter. Neither the complainant nor his counsel was present in court, but a representative of the latter was on hand to explain their absence. and at his request Magistrate Hogan set the

and at his request Magistrate Hogan set the case down for hearing next Saturday morning, and paroled the complainant in the custody of his lawyer till then.

An exhibition of paintings by Ranger has been going on for some time in the Tooth gallery in Fifth avenue. A reference to this exhibition and the fact that it was to be transferred from here to London appeared in Preyer's paper on Jan. 13, and on this article, in which reflections were made on the complainant's integrity and ability, the complainant is based. It alleges that the publication of the article was due to Ranger baving refused to pay a commission to Preyer on some pie-

of the article was due to ranger having refused to pay a commission to Preyer on some pictures which the latter had praised just before they were sold.

Affidavits by William Clausen, a picture dealer, and Arthur Dawson, an artist, that Ireyer had said that he would "have it in for langer, were produced in support of the complaint. The defendant pleaded not guilty.

VENEZUELA WANTS NO PARTNERS Gen. Bolet Peraza Contradicts Report of

Union With Colombia and Ecuador. Gen. N. Bolet Peraza, confidential agent here of the Venezuelan Government, authorized the statement yesterday that there will be no union of Venezuela, Colombia and Ecuador. This statement was made because of a pub Insistatement was mate because of a published cable despatch to the effect that President Castro of Venezueia was seeking to bring about this cooperation.

"There will never be such a union," said Gen. Bolet Peraza. "I can assert this with positiveness. The report that Venezueia is trying to induce Colombia and Ecuador to enter into a compact, emantes from such is

enter into a comonet emanates from enemies of the Government. They wish people to in-fer that on account of the country's recen-financial crisis it is compelled to seek relief in a union with other republies. I want it under-stood, however, that Venezuela is now on the road to prosperity and peace and can take care of its affairs without any assistance."

State Tax Commissioners to Get More Pay Albany, Jan. 24.-For some time past the State Tax Commissioners have complained that the extra work imposed upon them by the Franchise Tax law had so denleted their appropriation that they could not carry on the work as they would like to. Complaint was made that the clerical force was not adequate and that a sufficient number of experts could not be engaged. A bill that Mr. Allds will introduce in the Assembly provides for an appropriation of \$35,000, to be expended by the commission to carry on the work of the department. The commissioners are each to receive a salary of \$5,000 per year instead of \$2,500 and are to have \$2,500 traveling expenses. They are authorized to engage a secretary at a salary of \$3,500 and to employ such experts and clerical assistants as are deemed necessary. that the extra work imposed upon them by the

Divorce for Mrs. Frank R. Bradner. TRENTON, N. J., Jan. 24.-Master in Chan ery Kean filed a report to-day granting an absolute divorce to Mrs. Olivia A. Bradner, wife Lawyer Frank R. Bradner of Newark. of Lawyer Frank R. Bradner of Newark Lawyer Bradner made no defence. The couple were married in 1875 and have five children. According to the evidence Bradner neglected his wife and lavished his money and attentions upon a Newark school teacher who was made the co-respondent.

If You Are Pressed for Time "Want" advertisements for THE SUN may be left at any American District or Postal Tele-graph Messenger office. Charges the same as at THE SUN office.—Add.

SUFFRAGE ISSUE IN CUBA.

GENERAL PUBLIC OPPOSED TO ANY RESTRICTIONS.

Cuban Army Rolls Being Revised for Saffrage Purposes -- Law Commission Discusses Proposed Changes-Roman Law Basts to Retained-Havana's Death Record. Special Cable Despatch to THE BUN.

HAVANA, Jan. 24.—The Commission for the Reform of the Laws held an informal meeting at the Palace to-day. The general scope of the changes to be made was discussed by the Cuban and American members. It is evident that there will be entire harmony efforts, for the Cubans understand that there will be no sweeping away of the Latin laws, to which they would object, but merely the engrafting of certain principles of American law and the lopping off of Spanish obstacles in the way of speedy justice. The groundwork of the Roman law, to which the Cubans are accustomed, and which is suitable to them. will remain. The commission has established no offices and, until it does, only preliminary work will be done. The Finance Commission, whose work is not so pressing, will have the same offices as the Law Commission.

Gen. Roloff, ex-Secretary of War of the Cuban Republic, is engaged in revising the rolls of the Cuban army for franchise purposes. No order has yet been issued restricting suffrage nor does the general public expect such an order. Feelers thrown out by Gen. Wood during the gathering of Eastern politicians here were met with disfavor. When speaking in public the politicians declared that they would insist on unrestricted suffrage. The tone of the whole revolutionary press is opposed to any restrictions. If the Washington Government decided to restrict the suffrage, with property and educational qualifications, even admitting those who actually fought in the revolution, it would undoubtedly have the support of the educated and well-to-do element, which is not politically ambitious, Demagogues are sure to fight against restrictions, while the revolutionary Generals would still have at their backs their former forces on election day should the suffrage be qualified They appear to be opposed to restriction, as was evidenced by the speeches at the banquet in honor of Gen. Maso, when they insisted that all the people should be allowed to participate in the affairs of the future Cuban republic.

Chief Sanitary Officer Davis's annual report shows that there were 8,153 deaths in Havana last year and 4.181 reported births. The large discrepancy between births and deaths is explained by the supposition that many illegitimate births are not reported. The largest number of deaths from one disease was 1,307. These were caused by tuberculosis. There were 1.163 deaths from enteric diseases and 822

JUDGE OBJECTS TO SOLDIERS.

The Military Escort to Three Alleged Mur NICHOLASVILLE, Ky , Jan. 24 .- A clash beween the civil and military authorities here is feared. When Col. R. D. Williams, commanding a battalion of troops from Lexington, came marching up from the station here this morning in charge of Milton Kendall and his two sons, William and Charles, charged with the murder of Eugene Cassell in this county on Jan. 4, there was much jeering of the troops by the citizens. Upon reaching the Court House and delivering the prisoners to the Sheriff and presenting them to Judge Phillips

Sheriff and pres enting them to Judge Phillips, that official demanded of Col. Williams his authority for bringing troops into the town.

"By whose orders do you bring these soldiers here?" demanded the Judge.

"We are here by the order of Gov. Taylor to protect the Kendalis from mob violence." responded the Colonel.

"There is no danger of mob violence and you may as well go home." declared the Judge.

"I ennot do that, for I am here under orders from the Governor." repeated Col. Williams.

"I want it distinctly understood by all present that it is over the protest of the officers of this county that these soldiers are here. Col. Williams you will please have your guards retire."

tire."

Col. Williams did as he was asked, but tonight has a picket line out through town and the men are sleeping in a skating rink. Owing to the fact that only a meagre chain of evidence exists against the Kendalis the people are afraid the four lawyers, who have been employed by their relatives, will secure their acquittal. Old man Kendali was formerly a Magistrate in Scott county and was reputed to have been worth at one time a quarter of a million. been worth at one time a quarter of a million

AN OLD BOOK DISCOVERED. English Grammar Published 164 Years Ago

BELLEVILLE, N. J., Jan. 24,-While overhauling an old trunk belonging to his father, yeserday, Justice La Faucherie, came across an English grammar published 184 years ago in London. The book is in a very good state of preservation, the binding and leaves being in-

preservation, the binding and leaves being intact and the print easily read. The title page reads as follows:

"A new English grammar so far as it agrees with, and is consistent with the nature and genins of the English tongue. Designed for the use and benefit and adapted to the capacity of young lads at the English schools, in order to teach them the grounds of their mother tongue and fit them for the more easy and expeditious attaining of the grammar of the Latin or any other language. By a school-master in the country. Printed for James Hodges at the Looking Glass on London Bridge and sold by H. Boad and T. Kendall, booksellers, at Colchester and W. Creighton, bookseller, in Ipswich, in 1736."

BOGUS DETECTIVE GOT \$100.

Told Prisoner's Sister That Capt. Killflea Would Let Him Go if She Paid. Henry Wick was arrested last Friday on the charge of receiving stolen goods. At 5 o'clock on Saturday morning a man called on his sister. nue, and told her that he was a detective from the Old Slip station sent by Capt. Killilea, and that if \$100 were paid at once Wick would be that if \$100 were paid at once Wick would be set free, Mrs. Pape fell into the trap and handed over the money. She learned soon afterward that she had been swindled and described her caller to the police.

James Komiskey, alias McCluskey, an old-time erook, was arrested vesterday by Detective Sergeants Fogarty and Granville, and was identified by Mrs. Pape as the bogus detective. He was held in the Jefferson Market police court on a charge of extortion.

Boy He Is Charged With Beating Likely to Be Sent Back to His Adopted Mother. Dr. John Thalberg, the blind physician who was arraigned in the West Fifty-fourth street police court on Monday, charged with assaulting Arthur Magnet, 14 years old, whom he has been supporting, appeared again yesterday before Magistrate Mott in accordance with the agreement upon which he was paroled. He waived examination on the charge and was held in \$300 for trial. heid in \$300 for trial.

The Magnet boy was committed to the custody of the Gerry society for a week. He wants to return to Mrs. Frazee of San Francisco, with whom he lived until six years ago. and the Gerry society will probably pay fare back to that city.

Duffy's Pure Malt Whiskey **CURES**

Coughs, Colds, Grip, Bronchitis, Consumption and Malaria.

It stimulates the blood and tones up the heart. Over 7,000 doctors prescribe and endorse it, and over 2,000 hospitals use it to the exclusion of all other alcoholic stimulants and tonics on account of its purity and excellence. Write for free book of testimonials of wonderful cures.

All druggists and grocers, \$1.00 a bottle. DUFFY MALT WHISKEY CO., Rochester, H. Y.

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153

HAPPY OVER VICTORY IN THE SIST. Surveyer Croft Says It Was the Fruit of Hard Republican Work.

The Hon. Silas C. Croft, leader of the Repubicans of the Thirty-first Assembly district. and Assemblyman-elect Samuel S. Slater, who defeated his Tammany opponent. Leon W. Goldrich, at the special election on Tuesday, spent most of yesterday opening congratula-tory letters and telegrams. They heard from nearly every member of the Republican County Committee and the Republican members of the Assembly and Senate from New York county. The Republican leaders all interpreted Mr. Slater's victory as a triumph for the Republican district organization, and regarded it as of particular significance at this time, the general impression being that it showed a spirit among the Republicans which argues well for the party at the fall elections.

The Tammany leaders in the Thirty-first boasted before election that they had won the district from the Republicans, and that hereafter it was to be regarded as a Tammany stronghold.

district from the Republicans, and that here after it was to be regarded as a Tammany stronghold.

"We made our fight for Slater in the Republican ranks," said Mr. Croft yesterday, "and the result shows that the Thirty-first is a Republican district. The campaign was one of the hardest that I have ever taken part in. Mr. Slater and all of the campaigners in the district are thoroughly fagged out to-day, but they are happy. It has been the boast of the Democrats up here that they had knocked us out, and that the district could be depended upon hereafter to give a substantial Tammany plurality at every election. We went into this campaign determined to show them that they were mistaken. We knew that there were more Republican voters in the district than Democrats, and we made up our minds to get them out and have them cast their votes. It's hard enough to get Republicans out at a regular election, and we feared that it might be impossible at this one, because many of them are business men who are likely to neglect to vote. We sent literature to every enrolled Republican, and made personal appeals to each one of them. Our district capitains and their workers were at it early and late, hammering it into the Republicans that they must come out and vote. The result shows what can be accomplished by hard and sustained effort. Not only have we elected Mr. Slater, but we have redeemed the district, if we believe the Tammany claims that they once had us knocked out. The effects of this victory will be felt next fall, and also at the primaries. Another good effect that the campaign has had will be seen in the perfect harmony which prevails in the party."

Mr. Croft and Mr. Slater intend to entertain the district captains and workers and thank them formally at the first opportunity which presents itself.

HIS SPREE IN A SALOON CELLAR.

Brady Was Fighting a Barrel When Policeman Took Him Out to Sober Up. Thomas Brady of 322 East Twenty-third street, was arrested yesterday in the cellar of James Gaffney's saloon at 381 Second avenue. after having spent the night there. and helped himself to the beer and whiskey stored there in barrels. The ashes of two fires on the cellar floor showed how he had tried to keep warm during the night.

Gaffney had his attention drawn to a noise in the cellar yesterday afternoon, and suspecting thieves sent for Policeman Hay, who was on post nearby. The policeman and the saloon keeper went into the cellar and found Brady there engaged in a rough-and-tumble fight with an empty whiskey barrel, apparently under the impression that the barrel was a man. The saloon keeper and the policeman stopped and watched the contest. Brady whacked the barrel with a piece of lead pipe, which he evidently had used as a siphon to get which he evidently had used as a siphon to get out the beer and whiskey. The barrel gave back an echo that sounded like a note of defiance. Brady closed in and the two had a wrestling match. The barrel floored the man but he got on his feet again with some trouble, and with a whoop tackled his antagonist again. There was an incline at that part of the cellar and the barrel rolled away from him and he fell on his face. The policeman then arrested him, and when the effects of his spree wore off took him to the Yorkville police court. "How did you get into the cellar?" asked Magistrate Braun.
"That's what I would like to know. I tried to get out and could not," the prisoner answered.
He did not know how long he had been in the swered.

He did not know how long he had been in the cellar, but suspected that he had been there two days.

The saloon keeper did not care to be hard on Brady so the Magistrate fined him \$10 for disorderly conduct. He was unable to pay and

RUNAWAY AT A FUNERAL.

A Team Collides With Two Coaches-The Driver of One Seriously Injured.

At the burial of Mrs. Mary Clancy at Calvary Cemetery, Laurel Hill. L. I., yesterday afternoon, a team of horses attached to one of the funeral coaches and driven by Herman Rassoff, 25 years old, of 187 Skillman avenue, Long Island City, became unmanageable and made a break to run down through a double ine of coaches which had lined up on both sides of the road when the mourners got out at the grave. The casket had just been taken at the grave. The casket had just been taken from the hearse. People were forming a circle around the grave and many were still in the roadway when Rasscoff's team started. The coach locked wheels with another coach and dragged it and its team about litteen feet before the vehicle was overturned and fell on the driver, Michael Kelby, of 206 Bedford avenue, a coach containing Mrs. Matthew Smith of 11 Borden avenue. Long Island City, mother of Magistrate Matthew J. Smith.

The side of this coach was ripped out. By this time several men had sprung into the roadway and caught the team. Rasscoff was arrested at the direction of Magistrate Smith, and he was held by Magistrate Connorton without bail to await the result of Kelby's injuries. It is said that more than \$500 worth of damage was done to the coaches by the runaway. Kelby was sent to St. John's Hospital in Long Island City. His injuries, it is said, are serious.

TOUGHEST BOY IN NEW YORK. father's Testimony Regarding His Son,

Convicted of Burglary. Louis Friedman, the seventeen-year old son of Samuel Friedman, a well-to-do cloakmaker of 2 Allen street, and Nicholas Golesi, 24 years old were on trial for burglary in the third degree before Judge Cowing in the General Sessions yesterday. Young Friedman's father was the complainant. His son and Golesi, he testified, entered his cloak factory on the night testined, entered his cloak factory on the night of Dec, 31 and stole six capes worth \$50, which they pawned for \$5. Friedman said that his son was the toughest boy in New York. When quite young he was sent to a juvenile asymm for playing truant. When he was released he went back to his father's and broke all of the window glass in the factory. Again he was sent away, this time to the workhouse on Blackweil's Island. It was after his return from the island that he helped to steal the capes.

capes.
When first arraigned both prisoners pleaded when first arraigned both prisoners pleaded uilty. Yesterday young Frie-man insisted that he alone entered the factory and that Golesi only pawned the plunder. The jury found both guilty and they were remanded for

Bourke Cockran to Speak at Yale. NEW HAVEN, Jan. 24.-Dean Francis Wayland of the Yale Law School announced today that W. Bourke Cockran of New York city would deliver the commencement address to the graduating class next June. Mr. Cockran has not yet selected the subject of his address, which will be delivered in the College street hall on Monday afternoon, June 25.

Banquet of Munro's Publishing House. The annual dinner to the staff of Munro's Publishing House, tendered by Mrs. Norman L. Munro, was held last evening at 143 Liberty street, New York. Covers were laid for fifty persons, among whom were the authors and heads of the various departments of the pub-lishing house. GREAT WESTERN. A NATURAL CHAMPAGNE FINEST QUALITY

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BOUNCED COP IN THE PRISON WARD He Made It Lively for the Man on the Hell's

Kitchen Post, Who Replied in Kind. James Feehan of 403 West Thirteenth street, who tried to be a policeman last summer, but was dismissed after two months' trial in the probation squad, is a prisoner in Bellevue Hospital charged with assaulting Policeman Trojan, who went through his probation successfully several years ago, and has since been on post in Hell's Kitchen.

Since his dismissal from the force Feehan has been arrested several times for disorderly conduct. He borrowed a dollar from Louise Wilson of 263 West Thirty-eighth street on Tuesday night to get drunk on. He was a little drunk to be gin with, so he knocked the Wilson woman down and blackened both her eyes as soon as he had got the money. Then he cleaned out two saloons in Eighth avenue, smashing the mirrors and bar glasses in both places. He was on his way to a third, followed by a mob, when Trojan arrested him in Eighth avenue.

avenue. "I'm a cop, too," yelled Feehan, when or-dered to stand, and then knocked Trojan down with a blow on the jaw. The real policeman regained his feet in much less than ten seconds and with his night stick so mashed the pris-oner that an ambulance instead of a patrol wagon was sent for.

Trojan went to the West Fifty-fourth street police court yesterday and reported that his prisoner might be well enough for examina-

POLICE MUST HAVE GOOD EVIDENCE. Magistrate Brann Speaks Plainly About Fake Arrests of Women.

Wardman Pfeifer of the Fifth street police station arraigned Anna Nellson of 201 East Tenth street in the Yorkville police court yesterday on the charge of keeping a disorderly house.

"I hope this is not the same kind of a fake ease that you had before me yesterday." said Magistrate Brann when Pfeifer and his prisoner stepped up on the bridge. "I insist that you bring some evidence with you in these cases that I can hold the prisoner. I do not want your superior. Commissioner York, to throw the blame on the City Magistrates for not suppressing vice on the East Side."
Pfeifersaid that the Neilson woman hadadvertised herself as a masseuse and he had gone to her place three times and obtained evidence that warranted her arrest. Detective Jackson corroborated this statement, and the Magistrate then held the woman in \$500 bail for trial.

Faneral of Andrew J. White.

The funeral of Andrew J. White, formerly Police Justice, will take place at 10 o'clock this morning from his home, 6 Mount Morris Park. There will be se vices in All Saints' Roman Catholie Church, at 129th street and Madison avenue, which delegations from the Democratic, Manhattan and Sagamore clubs. the Friendiy Sons of St. Patrick and the Tamthe Friendly Sons of St. Patrick and the Tammany Hall General Committee of the Thirty-first Assembly district will attend. The pall-bearers will be Senator Thomas F. Grady, Aqueduct Commissioner Maurice J. Power, ex-United States Marshal John H. McCarty, John F. Carroll, ex-Police Justice Daniel F. McMahon, School Commissioner Thaddeus Moriarty, Supreme Court Justice James Fitzgerald, Patrick F. Ferrigan, ex-Senator John Fox, William Pitt Mitcheil, John H. Spellman, Daniel Kane, Gen. Howard Carroll, James W. Boyle, Philip J. Britt and Municipal Justice Joseph P. Fallon.

May Use the Name "Vichy."

The United States Circuit Court of Appeals affirmed yesterday an opinion of the United States Circuit Court which denied to the Republic of France and the Vichy Company, lessee, the right to enjoin mineral water manufacturers from using the word "Vichy" as the name of one of their products.

seat of Shelby county, J. A. Honeycutt last night killed his grown daughter and tried to kill his two small children. Their wounds may yet prove fatal. An axe and a butcher knife were used. Honeycutt is a white farmer 60 years old. He is in jail.

Farmer Murders His Grown Daughter.

Dallas, Tex., Jan. 24.-At Centre, the county

Mourned as Dead for Twenty Years. AMSTERDAM, N. Y., Jan. 24, -Mrs. C. M. Monroe of Jacksonville, Fla., has greatly surprised

her brother and sister, James E. MacCarty and Mrs. John W. Myers of this city, by a visit after an absence of thirty-tw years. They had mourned for her as dead for overtwenty years President McKinley to the H b rt Mem-

orial Fund. PATERSON, N. J., Jan. 21.-Among the contributions received to-day by Treasurer Piaget for the Hobart Memorial Fund was one of \$100 from President McKinley. To-day's contributions swelled the fund to the sum of \$5,200.

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